

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

YELLOWPAGES.COM LLC
Employer

and

Case 28-RD-117449

DEREK M. ANDERSON
Petitioner

and

INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, LOCAL 1269, AFL-CIO
Union

YELLOWPAGES.COM LLC
Employer

and

Case 22-RD-117441

RONALD P. WILPON
Petitioner

and ,

INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, LOCAL 1269, AFL-CIO
Union

YELLOWPAGES.COM LLC
Employer

and

Case 06-RD-117644

MELONY SHOOK
Petitioner

and

INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, LOCAL 1269, AFL-CIO
Union

YELLOWPAGES.COM LLC
Employer

and

Case 05-RD-117540

HEATHER MARINO
Petitioner

and

INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, LOCAL 1269, AFL-CIO
Union

YELLOWPAGES.COM LLC
Employer

and

Case 04-RD-117629

CARLA EDWARDS
Petitioner

and

INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, LOCAL 1269, AFL-CIO
Union

ORDER

The Employer's and the Petitioners' Requests for Review of the Acting Regional Director's Decision and Order are denied as they fail to raise substantial issues warranting review.¹

¹ We agree with the Acting Regional Director's dismissal of the petitions because employees ratified the collective-bargaining agreement on November 15, 2013, the day they cast their votes in favor of the agreement. In *American Protective Services, Inc.*, 319 NLRB 902, 903 fn. 5 (1995), enf. denied 113 F.3d 504 (4th Cir. 1997), the Board stated that, for all practical purposes, the ratification process was complete once the employees had voted, even though the "ministerial" task of counting the ballots and recording the tally had not yet occurred. Moreover, in *Felbro, Inc.*, 274 NLRB 1268, 1268 fn. 2 (1985), enfd. in relevant part sub nom *Garment Workers Local 512 v. NLRB*, 795 F.2d 705 (9th Cir. 1986), the Board found that employees had ratified an agreement prior to the "ministerial" task of notifying the employer of the result. Although *American Protective Services* and *Felbro* were unfair labor practice cases concerning allegations of bad-faith bargaining, we find that the reasoning in both cases—that ratification is

MARK GASTON PEARCE,	CHAIRMAN
KENT Y. HIROZAWA,	MEMBER
LAUREN McFERRAN,	MEMBER

Dated, Washington D.C., February 11, 2015

complete once employees vote on whether to accept an agreement—is equally applicable in the present context. Accordingly, because the unit employees ratified the collective-bargaining agreement on November 15, 2013, the agreement bars the processing of the decertification petitions filed after that date.